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TO: PTO CENTRAL NUMBER  
P. O. Box 272400  
Fort Collins, Colorado 80527-2400

MAR 29 2006

NO. 1352 P. 1  
PATENT APPLICATION

ATTORNEY DOCKET NO. 200209628-1

IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Heon Lee Confirmation No.: 8966  
Application No.: 10/692774 Examiner: TOLEDO, Fernando  
Filing Date: Oct 24, 2003 Group Art Unit: 2823  
Title: Magnetic Tunnel Junction Device With Etch Stop Layer And Dual-damascene Conductor

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, NOV 29, 2005, rejecting the following claims 7-20.  
The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$500.00.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

(X) (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

(X) one month	\$120.00
( ) two months	\$450.00
( ) three months	\$1020.00
( ) four months	\$1590.00

( ) The extension fee has already been filed in this application.

( ) (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 08-2025 the sum of \$620.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

( ) I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450. Date of Deposit: \_\_\_\_\_

OR  
(X) I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number (571) 273-8300 on MAR 29, 2006

Number of pages: 1

Typed Name: Eileen Lehmann

Signature: Eileen Lehmann

Respectfully submitted,

Heon Lee

By Eileen Lehmann

Eileen Lehmann

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Reg. No. 39272

Date: MAR 29, 2006

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01 FC:1401 500.00 DA  
02 FC:1251 120.00 DA